



TFW

1654

**TRANSMITTAL LETTER  
(General - Patent Pending)**Docket No.  
15004Z

Re Application Of: Alan P. Kozikowski, et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/246,307	February 8, 1999	A. Gupta	23389	1654	6016

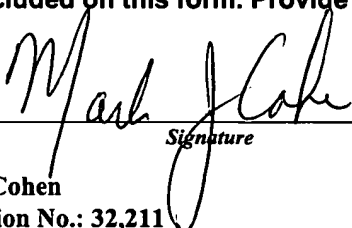
Title: **CYCLIC DIPEPTIDES AND AZETIDINONE COMPOUNDS AND THEIR USE IN TREATING CNS INJURY AND NEURODEGENERATIVE DISORDERS**COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Letter with PTO 1449 Form

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 19-1013/SSMP as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**  
Signature

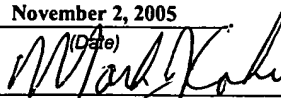
Mark J. Cohen  
Registration No.: 32,211  
Scully, Scott, Murohy & Presser  
400 Garden City Plaza, Suite 300  
Garden City, New York 11530  
(516) 742-4343

Dated: November 2, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

November 2, 2005

(Date)

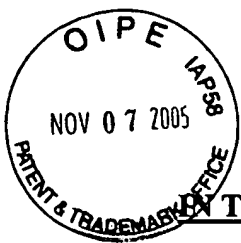


Signature of Person Mailing Correspondence

Mark J. Cohen

Typed or Printed Name of Person Mailing Correspondence

CC:



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Alan P. Kozikowski, et al.

**Examiner:** Anish Gupta

**Serial No.:** 09/246,307

**Art Unit:** 1654

**Filed:** February 8, 1999

**Docket:** 15004Z

**For:** CYCLIC DIPEPTIDES AND  
AZETIDINONE COMPOUNDS AND  
THEIR USE IN TREATING CNS INJURY  
AND NEURODEGENERATIVE DISORDERS

**Dated:** November 2, 2005

**Confirmation No.:** 6016

Mailstop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**LETTER**

Sir:

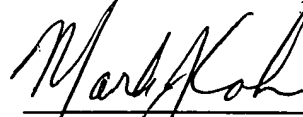
For the purpose of clarifying the record, and in accordance with Examiner Gupta's recommendation during the telephone interview of October 18, 2005, applicants are listing on the attached PTO 1449 form the articles/patents that were discussed in the accompanying Response.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

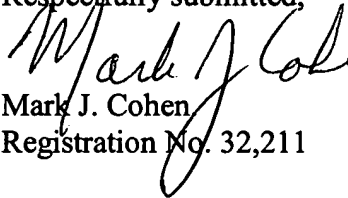
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: November 2, 2005

  
\_\_\_\_\_  
Mark J. Cohen

Many of these publications are not prior art. Thus by listing these publications on the PTO 1449 form, it should not be construed, despite the wording on the PTO 1449 form, that these publications are prior art to the present application.

Respectfully submitted,

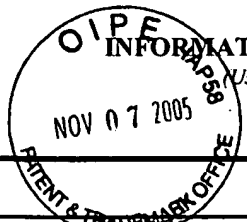
A handwritten signature in dark ink, appearing to read "Mark J. Cohen", is written over the typed name and registration number.

Mark J. Cohen

Registration No. 32,211

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MJC:kd

**INFORMATION DISCLOSURE CITATION***(Use several sheets if necessary)*

Docket Number (Optional) <b>15004Z</b>	Application Number <b>09/246,307</b>
Applicant(s) <b>Alan P. Kozikowski, et al.</b>	
Filing Date <b>February 8, 1999</b>	Group Art Unit <b>1654</b>

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,916,835 B2	7/12/2005	Thatcher et al.			
		6,787,541 B1	9/7/2004	Gillespie et al.			
		5,859,001	1/12/1999	Simpkins et al.			
		5,837,706	11/17/1998	Shirasaki et al.			
		5,661,150	8/26/1997	Shirasaki et al.			

**U.S. PATENT APPLICATION PUBLICATIONS**

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

**FOREIGN PATENT DOCUMENTS**

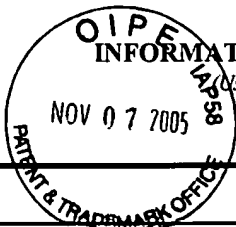
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

**OTHER DOCUMENTS***(Including Author, Title, Date, Pertinent Pages, Etc.)*

		List of 51 U.S. patents claiming neuroprotection
		Yakovlev, A. G., et al., "Mechanisms of Neural Cell Death: Implications for Development of Neuroprotective Treatment Strategies", The American Society for Experimental NeuroTherapeutics, Inc., Vol. 1-5, pp. 5-16, January 2004

**EXAMINER****DATE CONSIDERED**

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

Docket Number (Optional)

15004Z

Application Number

09/246,307

Applicant(s)

Alan P. Kozikowski, et al.

Filing Date

February 8, 1999

Group Art Unit

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**U.S. PATENT DOCUMENTS**

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**U.S. PATENT APPLICATION PUBLICATIONS**

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

**FOREIGN PATENT DOCUMENTS**

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

**OTHER DOCUMENTS**

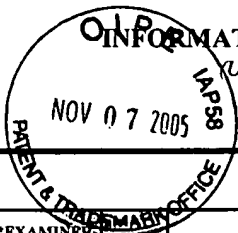
(Including Author, Title, Date, Pertinent Pages, Etc.)

		Faden, A. I., et al., "Novel small peptides with neuroprotective and nootropic properties", Journal of Alzheimer's Disease Vol. 6 (2004) pp. S93-S97
		Faden, A. I., et al., "Novel Diketopiperazine Enhances Motor and Cognitive Recovery After Traumatic Brain Injury in Rats and Shows Neuroprotection In Vitro and In Vivo", Journal of Cerebral Blood Flow & Metabolism, Vol. 23, pp. 342-354

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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<b>FOREIGN PATENT DOCUMENTS</b>									
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation		
							YES	NO	
<b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>									
		Faden, A. I., et al., "Neuroprotective and Nootropic Actions of a Novel Cyclized Dipeptide After Controlled Cortical Impact Injury in Mice", Journal of Cerebral Blood Flow & Metabolism, Vo. 23, pp. 355-363							
		Faden, A. I., et al., "Neuroprotective effects of novel small peptides in vitro and after brain injury", Laboratory for the Study of CNS Injury, Department of Neuroscience, Georgetown University of Medical Center, available at <a href="http://www.sciencedirect.com">www.sciencedirect.com</a>							
EXAMINER				DATE CONSIDERED					
<b>EXAMINER:</b> Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.									